CLASSIFICATION OFFICE DECISION

Title of publication:	000419.jpg
Other known title(s):	Not stated
OFLC ref:	1400012.022
Medium:	Computer Image File
Publisher:	Not applicable
Country of origin:	New Zealand
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	13 February 2014
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	13 February 2014

Summary of reasons for decision:

The computer image file is deemed objectionable because it tends to promote and support the exploitation of children for sexual purposes.

The file consists of a close-up image of the genital area of a prepubescent girl with an object mimicking a penis inserted in her bikini bottom. The sexual intent of the photographer is clearly expressed. The image encourages a sexual interest in children and perpetuates the belief that they are sexually aware and available for adult sexual gratification.

The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention and is a reasonable limitation on the freedom of expression. The classification reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.